



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: **PATEL et al.**

Attorney Docket No.: P19-US

Serial Number: **10/005,308**

Group Art Unit: 2812

Filed: **12/03/2001**

Examiner: Unknown

For: **A METHOD FOR FORMING A MICRO-ELECTROMECHANICAL DEVICE**

RESPONSE TO NOTICE TO FILE MISSING PARTS
OF NONPROVISIONAL APPLICATION

Date: November 1, 2002

Box Missing Parts
Assistant Commissioner of Patents
Washington, D.C. 20231

Dear Sir or Madam:

A "Notice to File Missing Parts of Nonprovisional Application" was mailed on March 30, 2002. In the Notice, it was indicated that an oath or declaration was missing. Enclosed herewith is a Declaration and Power of Attorney signed by all inventors.

Also enclosed is a copy of the Notice to File Missing Parts, as well as a check for the \$65.00 surcharge under 37 CFR 1.16(e). In the event any additional fees are required with this response, please charge our Deposit Account No. 501516.

Respectfully submitted,

Reflectivity, Inc.
350 Potrero Avenue
Sunnyvale, CA 94085

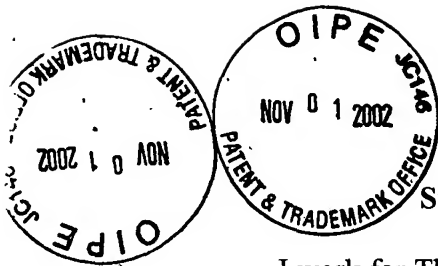
Tel:(408) 737-8100 x 136
Fax:(408) 737-8153


Gregory R. Muir
Attorney for Applicants
Registration No. 35,293

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NOV 05 2002

OFFICE OF PETITIONS



Statement Re: Patent Application No. 10/005,308

I work for The Affiliates, a legal placement service, and I accepted an assignment at Reflectivity, Inc. beginning on October 7, 2002 for the purpose of preparing Information Disclosure Statements for several of Reflectivity's patent applications. One of the applications for which I was asked to prepare an IDS was 10/005,308. On October 9, 2002 I pulled the application file to begin the IDS, and found a Declaration and Power of Attorney for Patent Application in the back pocket of the file. The Declaration had been executed on December 12, 2001, and had the original signatures of all the inventors. It also had a post-it note on it which read "Send when Notice to File Missing Parts arrives." I found the Notice to File Missing Parts on the left side of the file folder, behind the Filing Receipt which had been mailed the same day, and the Notice of Recordation of Assignment Document which had been mailed on June 25, 2001. Since it appeared that the Declaration had never been sent to the USPTO, I brought it to the attention of Gregory Muir, the Chief Patent Counsel at Reflectivity. He confirmed that the failure to send the Declaration had been an oversight and that Reflectivity had no intention of abandoning the application. He asked me to continue preparing the IDS for the application, as he intended to request that the application be revived.

Signature:

Anne T. Collette
Anne T. Collette

Date:

October 29, 2002

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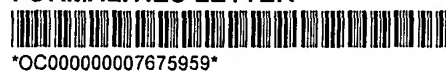
UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/005,308	12/03/2001	Satyadev R. Patel	P19-US

CONFIRMATION NO. 7909

FORMALITIES LETTER



OC000000007675959

GREGORY R. MUIR
REFLECTIVITY, INC.
SUITE 103
3910 FREEDOM CIRCLE
SANTA CLARA, CA 95054

Date Mailed: 03/20/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 65.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

11/05/2002 AMONDAF1 00000157 10005308

02 FC:2051

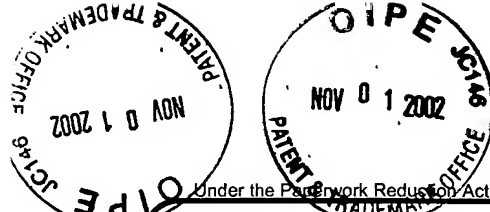
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#5



PTO/SB/17 (10-02)

Approved for use through 10/31/2002. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL for FY 2003

Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 1,685.00

Complete if Known

Application Number 10/005,308
Filing Date DECEMBER 3, 2002
First Named Inventor PATEL et al.
Examiner Name
Art Unit 2812
Attorney Docket No. P19-US

NOV 05 2002

OFFICE OF PETITIONS

METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☐ Deposit Account:

Deposit Account Number
Deposit Account Name

501516

REFLECTIVITY, INC.

The Commissioner is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Credit any overpayments

☒ Charge any additional fee(s) during the pendency of this application

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 740	2001 370	Utility filing fee	
1002 330	2002 165	Design filing fee	
1003 510	2003 255	Plant filing fee	
1004 740	2004 370	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	
SUBTOTAL (1)			(\$) 0.00

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent Claims	-20** =	\$9	
Multiple Dependent	-3** =	\$42	

<u>Large Entity</u>		<u>Small Entity</u>		<u>Fee Description</u>
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1202	18	2202	9	Claims in excess of 20
1201	84	2201	42	Independent claims in excess of 3
1203	280	2203	140	Multiple dependent claim, if not paid
1204	84	2204	42	** Reissue independent claims over original patent
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	65.00
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	
1252 400	2252 200	Extension for reply within second month	
1253 920	2253 460	Extension for reply within third month	
1254 1,440	2254 720	Extension for reply within fourth month	
1255 1,960	2255 980	Extension for reply within fifth month	980.00
1401 320	2401 160	Notice of Appeal	
1402 320	2402 160	Filing a brief in support of an appeal	
1403 280	2403 140	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,280	2453 640	Petition to revive - unintentional	
1501 1,280	2501 640	Utility issue fee (or reissue)	
1502 460	2502 230	Design issue fee	
1503 620	2503 310	Plant issue fee	
1460 130	1460 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1806 180	1806 180	Submission of Information Disclosure	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 740	2809 370	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 740	2810 370	For each additional invention to be examined (37 CFR 1.129(b))	
1801 740	2801 370	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 1,685.00

SUBMITTED BY

Name (Print/Type) Gregory R. Muir
Registration No. 35,293
Telephone 408-737-8100
Signature
Date 11/01/02

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

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